



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)	
)	Before the Examiner
Daniel P. Sanders et al.)	
)	Steven B. Theriault
Serial No. 10/689,804)	
)	Group Art Unit 2179
Filed October 20, 2003)	
)	
SYSTEM FOR KNOWLEDGE)	
TRANSFER IN A GROUP SETTING)	

DECLARATION OF COMMERCIAL SUCCESS UNDER RULE 132

I, the undersigned Laura Small, do hereby declare:

I am the president of Dynamic Knowledge Transfer, LLC.

Dynamic Knowledge Transfer, LLC makes and sells client/server-based software (hereinafter "DyKnow software") that is the core of the client/server network as claimed in claim 5 as amended in the accompanying Amendment After Second Action.

I have first-hand knowledge of the technical features and sales performance of the DyKnow software, which was introduced in 2003. Sales of the software more than doubled in 2004 and 2005, and are projected, based on sales to date, to more than double again in 2006. Customers including colleges, high schools and elementary schools across the country use the product, and, in several cases, customers that were using peer-to-peer software switched to DyKnow software due in large part to its client-server architecture.

This commercial success is directly derived from the invention claimed. Our customers are free to choose on the basis of objective principles, and are choosing DyKnow software due to its technical merit, not because of heavy promotion or advertising or other purchasing decisions tied to our company.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and may jeopardize the validity of the application or any patent issuing thereon.

Date 9/5/06

Laura Small
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